IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.6015 OF 2004

Mahadev Gangaram Kupwade ..Petitioner.
Vs.
Smt. Sonabai Sawanta Mule
since deceased through L.Rs. ..
Respondents.

....

Mr. R.V. More for the Petitioner.
Mr. N.V. Walawalkar, Senior Advocate with Mr. Sudhir Prabhu i/b
Mr. G.H. Keluskar for Respondent Nos.1A to 1D.

...

CORAM : DR.D.Y.CHANDRACHUD, J.

16th March, 2006**.**

P.C. :

Rule, returnable forthwith. By consent taken up for final disposal.

1. The facts of the present case are similar to those in Writ Petition 6046 of 2004 which has been allowed by an order passed today. Both the Petitions have been heard together. For the reasons already indicated, the order of the Additional District Judge, Sangli dated 1st November, 2003 at Exh. 18 in Regular Civil Appeal 646 of 1993 shall stand quashed and set aside. The application filed by the Petitioner for bringing the legal

representatives of the Respondent on record shall accordingly stand allowed. However, it shall be subject to the payment of costs quantified at Rs.750/-, to be deposited before the Trial Court within a period of four weeks from today, which shall be a condition precedent . Petition disposed of.